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**UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION**

CYNTHIA STELLA, and the ESTATE OF
HEATHER MILLER,

Plaintiffs,

vs.

DAVIS COUNTY, SHERIFF TODD
RICHARDSON, MARVIN ANDERSON,
JAMES ONDRICEK,

Defendants.

**DAVIS COUNTY, UTAH and MARVIN
ANDERSON'S NOTICE OF APPEAL**

Civil No. 1:18-cv-00002-JNP

Judge Jill N. Parrish

NOTICE IS HEREBY GIVEN that Davis County, Utah and Marvin Anderson (collectively "Defendants") hereby appeal as a matter of right to the United States Court of Appeals for the Tenth Circuit from the final *Judgment* entered by the United States District Court for the District of Utah in the above captioned case on September 27, 2022 [ECF 252] and

that Defendants further appeal from any subsequent amendment of that *Judgment*. Pursuant to *Federal Rule of Appellate Procedure* 3(c), Defendants also appeal from the orders, rulings and decisions by the District Court that preceded and/or followed entry of *Judgment* in this case which, as a matter of law, merged into that *Judgment* including, but not limited to: (1) Memorandum Decision and Order Denying Defendants' Motion for Judgment as a Matter of Law entered on August 8, 2022 [ECF 239]; (2) Memorandum Decision and Order Denying Marvin Anderson Qualified Immunity entered on September 14, 2022 [ECF 244]; (3) Memorandum Decision and Order Denying Davis County's Motion for Judgment as a Matter of Law and Motion for New Trial entered on August 18, 2023 [ECF 295]; (4) Memorandum Decision and Order Denying Marvin Anderson's Motion for Judgment as a Matter of Law, Motion For New Trial and Motion to Alter or Ament Judgment entered on August 18, 2023 [ECF 296]; and (5) Memorandum Decision and Order Granting Plaintiff's Motion for Award of Attorney's Fees entered on August 18, 2023 [ECF 298].

DATED this 13th day of September, 2023.

SUITTER AXLAND, PLLC

/s/ jesse c. trentadue
Jesse C. Trentadue
Michael W. Homer
Noah M. Hoagland
Robert J. Brennan
Attorneys for Defendants

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 13th day of September, 2023, I electronically filed **DEFENDANTS' NOTICE OF APPEAL** with the Clerk of the Court using the CM/ECF system, which sent electronic notification to the following parties:

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